

Judgment of the General Court of 10 November 2021 — Solar Electric and Others v Commission(Case T-678/20) ⁽¹⁾***(State aid — Market for electricity produced from renewable energy sources, including photovoltaic energy — Obligation under French law to purchase electricity at a price higher than the market price — Rejection of a complaint — Article 12(1) and Article 24(2) of Regulation (EU) 2015/1589 — Scope)***

(2022/C 11/34)

*Language of the case: French***Parties**

Applicants: Solar Electric Holding (Lamentin, France), Solar Electric Guyane (Lamentin), Solar Electric Martinique (Lamentin), Société de production d'énergies renouvelables (Lamentin) (represented by: S. Manna, lawyer)

Defendant: European Commission (represented by: B. Stromsky and A. Bouchagiar, acting as Agents)

Re:

Application under Article 263 TFEU for annulment of the Commission's decision of 3 September 2020 rejecting the applicants' complaint of 20 June 2020 concerning unlawful State aid to the applicants' photovoltaic plants.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Solar Electric Holding, Solar Electric Guyane, Solar Electric Martinique and Société de production d'énergies renouvelables to pay the costs.

⁽¹⁾ OJ C 44, 8.2.2021.

Judgment of the General Court of 10 November 2021 — Monster Energy v EUIPO — Frito-Lay Trading Company (MONSTER and MONSTER ENERGY)(Joined Cases T-758/20 and T-759/20) ⁽¹⁾***(EU trade mark — Revocation proceedings — EU word marks MONSTER and MONSTER ENERGY — Genuine use of the marks — Use in connection with the goods in respect of which the marks were registered — Article 51(1)(a) of Regulation (EC) No 207/2009 (now Article 58(1)(a) of Regulation (EU) 2017/1001)***

(2022/C 11/35)

*Language of the case: English***Parties**

Applicant: Monster Energy Co. (Corona, California, United States) (represented by: P. Brownlow, Solicitor)

Defendant: European Union Intellectual Property Office (represented by: V. Ruzek and E. Śliwińska, acting as Agents)

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: Frito-Lay Trading Company GmbH (Bern, Switzerland) (represented by: V. von Bomhard and J. Fuhrmann, lawyers)

Re:

Two actions brought against the decisions of the Second Board of Appeal of EUIPO of 5 October 2020 (Cases R 2927/2019-2 and R 2928/2019-2), relating to two revocation proceedings between Frito-Lay Trading Company and Monster Energy.